IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 1441 OF 2006
IN
APPEAL (LODG) NO. 1275 OF 2005
IN
ARBITRATION PETITION NO. 368 OF 2004

Mr. Kirti J. Shah] .. Appellant (Ori.Respondent)

Versus

Mr. Harinarayan Bajaj] .. Respondent (Ori.Petitioner)

Mr. Simil Purohit i/b M/s. Purohit & Co. for the appellant.

Mr. Tushar Bhavsar i/b M/s. Dhru & Co. for the respondent.

CORAM: R.M. LODHA, &
S.A. BOBDE, JJ.

DATED: 23RD NOVEMBER, 2006

P.C. :

. We heard the counsel for the parties.

2. For the reasons stated in the Affidavit in support of the Notice of Motion, we are satisfied that the appellant was prevented by sufficient cause in filing the Appeal in time.

3. The delay in filing the Appeal is condoned.

4. Office is directed to process the Appeal and post it for admission as soon as it is numbered.

. Notice of Motion stands disposed of.

Sd/-
[R.M. LODHA, J.]

Sd/-
[S.A. BOBDE, J.]